

FOSTER FOUND TO BE GUILTY

Of Manslaughter in Killing
His Neighbor, Ossie
Prouty

WILL BE SENTENCED
ON THURSDAY

Verdict Returned in Wind-
ham County Court on
October 16

Newfane, Nov. 12.—A verdict of guilty of manslaughter was returned in Windham county yesterday afternoon against Lou A. Foster of Halifax, who on the evening of October 16 shot and killed his neighbor, Ossie Prouty. Judge W. W. Miles announced that sentence would be pronounced Thursday morning. Foster remained cool during the time when the verdict was rendered and the lawyers were consulting regarding the time for the sentence to be pronounced.

The jury took the case at 11:15 yesterday forenoon and after deliberating until 12:30 they went to dinner, resuming consideration of the case at 1:15. It was shortly after two o'clock that they announced their verdict to agree, and Foster was brought into court to hear his fate.

When he delivered his charge to the jury, Judge Miles defined murder in the second degree and manslaughter, under which it would be possible to convict Foster—and then defined self-defense. He said that while self-defense is, as had been argued, "a God given and statutory right," it is not a hiring place for the guilty and before the respondent can claim it and be justified in the killing of Prouty was absolutely necessary. If the jury should believe that he used more than necessary force in defending himself the respondent becomes the aggressor. On the other hand he charged that to justify self-defense it was not necessary for him, the respondent, to suffer bodily harm. If he saw Prouty coming at him in a hostile manner, even though the respondent's action was the result of nervousness or fear, he would be justified in taking his life. In considering self-defense he charged that the jury should take into consideration whether Foster had means of avoiding a conflict. If he had other means of avoiding Prouty he had no right to shoot him. It had been argued that Foster was on his own premises and that he was not obliged to retreat, but the court told the jury was true, and that it was a matter within the discretion of the respondent alone, but when force can reasonably be avoided the law requires that it shall be.

He charged that if the jury failed to find that the shooting was in self-defense and was unjustifiable, then it would be a question of the degree, and presumption would be in favor of the lower degree and the jury could not find for a higher degree unless they found that, beyond a reasonable doubt, Foster did more than would constitute a crime in the lower degree. He cautioned them to take into consideration the appearance and demeanor of the witnesses for both sides, and that in considering Prouty they were to bear in mind his characteristics, size and strength as shown by the evidence.

He said that Foster had a right to carry a revolver and that the fact that he did carry one had no particular bearing on the case.

NEW REMEDY SAVES OLD FOLKS FROM KIDNEY AND BLADDER MISERIES

Sleep Disturbing Bladder Weakness, Backache, Stiff Joints, Rheumatic Pains Disappear After Few Doses Are Taken

While people along in years are naturally more subject to weak kidneys, they can easily avoid the tortures of backache and rheumatism, and be saved the annoyance of getting up at night with disagreeable bladder disorders. Croxone promptly overcomes all such troubles by making the kidneys filter the blood properly and sift out the poisonous acids and waste matter that cause these troubles. It soaks right in and cleans out the stopped-up, inactive kidneys. Dissolves and drives out the uric acid and other poisonous impurities that lodge in the joints and muscles and cause rheumatism.

Constipation Is Cured by HOOD'S PILLS 25c.

STOMACH MISERY
GAS, INDIGESTION

"Pape's Diapiesin" Really Does Fix Sick,
Sour, Bloated Stomachs in Five
Minutes—Time It!

Time it! In five minutes all stomach distress will go. No indigestion, heartburn, sourness or belching of gas, acid, or eruptions of undigested food, no dizziness, bloating, foul breath or headache.

Pape's Diapiesin is noted for its speed in regulating upset stomachs. It is the surest, quickest, and most certain indigestion remedy in the whole world, and besides it is harmless.

Millions of men and women now eat their favorite foods without fear—they know Pape's Diapiesin will save them from any stomach misery.

Please, for your sake, get a large fifty-cent case of Pape's Diapiesin from any drug store and put your stomach right. Don't keep on being miserable—life is too short—you are not here long, so make your stay agreeable. Eat what you like and digest it; enjoy it, without dread of rebellion in the stomach.

Pape's Diapiesin belongs in your home anyway. Should one of the family eat something which don't agree with them, or in case of an attack of indigestion, dyspepsia, gastritis or stomach derangement at daytime or during the night, it is handy to give the quickest, surest relief known.—Advt.

ing in this case except as considered in the case of other circumstances.

PUT UNDER \$300 BAIL.

Gardner T. Hill Accused of Firing Revolver at Townshend.

Newfane, Nov. 12.—Gardner T. Hill of Townshend, charged with threatening Michael Riley, firing a revolver and otherwise disturbing the peace of the quiet village of Townshend Oct. 4, 1913, was arraigned in county court yesterday and pleaded not guilty. Bail was fixed at \$300 and the case was continued at the request of the state's attorney, who said he had been unable to prepare it. Hill may appear later at this term.

TO INVESTIGATE HOMICIDE.

Special Rutland County Grand Jury to Come Back.

Rutland, Nov. 12.—The county grand jury which recently indicted DeWitt Ballard of Castleton for manslaughter has been recalled to report at the court house next Thursday morning at 10 o'clock to hear the case of William Koch, the wealthy farmer who shot and killed Charles Gordon, a trapper, while the latter was poaching on Mr. Koch's land at West Haven Sunday morning. Mr. Koch has not been arraigned as yet and no time has been fixed for his preliminary hearing.

While the accused maintains that the shooting was entirely accidental, it is believed that his defense will be self-defense, if he is indicted, as he has stated that he drew his revolver, which was accidentally discharged when Gordon threatened to strike him with a heavy stick to which a trap had been fastened.

FEVER CLOSES NORMAL SCHOOL.

Only Four Cases Now, but Epidemic Is Feared at Fitchburg.

Fitchburg, Nov. 12.—The state Normal school has been closed indefinitely because of the fear of Principal John G. Thompson that scarlet fever, discovered at the school, will become epidemic. Four cases were found at the school and at least four more are known to exist in the city.

STEP TOWARD THE TRUSTS

A Move for an Interstate
Trade Commission

PART OF BUREAU
OF CORPORATIONS

Will Investigate and Recommend Legis-
lation

Washington, Nov. 12.—Legislation creating an "interstate trade commission, and which shall be merged with the bureau of corporations with far reaching powers of investigation coupled with authority to recommend legislation to congress, will be introduced at the winter session and pushed by the Wilson administration as an essential part of the Democratic trust program. Senator Newlands of Nevada, chairman of the committee on interstate commerce, has drawn the administration bill.

The measure applies to all corporations engaged in interstate commerce except common carriers. The commission will be composed of three members appointed by the president of whom no more than two shall belong to the same political party to hold office for nine years at a salary of \$10,000 a year. In all probability the commissioner of corporations in office at the time of the passage of the bill will be appointed chairman of the commission.

A striking feature of the bill is that the commission is given the power to collect any information regarding "organization, business, financial condition, conduct and management of their subsidiaries, at such time, to such degree and extent and in such form as may be prescribed by the commission, and the commission at all reasonable times, or its duly authorized agents, shall have complete access to all records, accounts, minutes, books and papers of such corporations and their subsidiaries, including the records of any of their executive or other committees." This information shall be public records. This last provision is a new departure, for hitherto facts regarding corporations filed with the government have been held as confidential, thus giving the commissioner of corporations and the president, to whom alone he could report, unusual influence over corporations, and leading in the past to charges that the president was holding the whip over "big business" in order to secure campaign contributions. The publicity provision is of peculiar interest at this time because Commissioner Davies is secretary of the Democratic national committee.

The body of the bill is concerned with the powers of the interstate trade commission in regard to securing facts from corporations. These powers are drastic and apparently complete. The final section of the Newlands bill requires the commission "Upon the complaint of any person or corporation, or upon its own initiative, or upon the request of the attorney general, or of the corporation affected, to investigate any corporation for the purpose of determining whether it has been guilty of violating the Sherman anti-trust act, thus materially strengthening the prosecuting arm of the government.

MULHALL'S TOOL DRIVEN OUT.

Gompers Refuses Convention Floor To Labor Men From Orange, N. J.

Seattle, Wash., Nov. 12.—An echo of the Mulhall lobby investigation heard in the annual convention of the American Federation of Labor yesterday, when President Samuel Gompers drove from the floor Jacob Tazelaar, a delegate from Orange, N. J.

During "Colonel" Martin M. Mulhall's testimony before the Overman committee in Washington he mentioned Tazelaar as one of several New Jersey union officials whom he had employed. Tazelaar is a member of the painters' and decorators' union and was elected a delegate to the present convention before the Mulhall investigation started. He made a spectacular effort to secure recognition and when he failed shouted, "All right, I'll take my medicine!"

WIDENS SERVICE PENALTY.

Supreme Court Holds Working of Each Man Overtime Is Separate Offense.

Washington, Nov. 12.—Railroads working employees overtime without rest in violation of the hours of service law, are liable to a fine for each employee so worked, and not merely for one fine in each instance where a body of employees is concerned. The supreme court so held Monday.

IF HAIR IS TURNING GRAY, USE SAGE TEA

Don't Look Old! Try Grandmother's
Recipe to Darken and Beautify
Faded, Lifeless Hair.

That beautiful, even shade of dark, glossy hair can only be had by brewing a mixture of Sage Tea and Sulphur. Your hair is your charm. It makes or mars the face. When it fades, turns gray, streaked and looks dry, wispy and scraggly, just an application or two of Sage and Sulphur enhances its appearance a hundredfold.

Don't bother to prepare the tonic; you can get from any drug store a 50-cent bottle of "Wyeth's Sage and Sulphur Hair Remedy," ready to use. This can always be depended upon to bring back the natural color, thickness and luster of your hair and remove dandruff, stop scalp itching and falling hair.

Everybody uses "Wyeth's" Sage and Sulphur because it darkens so naturally and evenly that nobody can tell it has been applied. You simply dampen a sponge or soft brush with it and draw this through your hair, taking one small strand at a time; by morning the gray hair has disappeared, and after another application it becomes beautifully dark and appears glossy, lustrous and beautiful.—Advt.

STORM COST LIVES OF THREE SCORE PERSONS

The Property Loss on the Great Lakes
Will Run Into the Mil-
lions.

Chicago, Nov. 12.—The shores of Lakes Superior, Huron and Erie were strewn last night with wreckage of a three days' gale and snow storm which cost the lives of probably three score persons, turned bottom up in mid-lake a 300-foot vessel with its crew, wrecked or grounded numerous other craft and caused property loss that will run into millions.

The identity of the overturned freighter in which probably 40 lives were lost, is still unknown.

One lake storm hit the hardest at Cleveland, O., where 21 inches of snow fell and five were killed.

Ten others are missing there and \$2,000,000 damage was done property.

STEAMER IS A TOTAL WRECK.

Steamer Turret Chief of Merchants' Mutual Line, Goes Ashore.

Calumet, Mich., Nov. 12.—The steamer Turret Chief, of the Merchants' Mutual line of Ontario, is a total wreck, six miles east of Copper Harbor.

The steamer went ashore Saturday morning in the high wind and snow storm.

The crew of 17 reached shore safely, built a hut and remained until Monday morning, when they were directed to Copper Harbor by Indians.

The loss on the steamer is \$1,000,000.

NINETY HOURS WITHOUT FOOD.

Steamer Waldo's Crew and Two Women Clung to Wreck and Were Rescued.

Calumet, Mich., Nov. 12.—The tug J. W. Hebard arrived from Houghton yesterday afternoon with Captain Duddleson and crew of 26 and two women from the steamer L. C. Waldo of Detroit, which went ashore on Gull Rock Saturday and almost immediately broke in two.

The crew and the women clung to the wreck until taken off by a tug and were 90 hours without food and but scantily clad.

LAKE STORM'S TOLL OF DEATH.

Six Men Perish When Lightship Is Torn from Its Moorings.

Buffalo, N. Y., Nov. 12.—Fragments of wreckage tossed along many miles of lake front confirmed fears that the storm on Lake Erie Sunday and Monday had claimed its toll of death.

Six men perished when lightship 82 was torn from its anchorage 15 miles up the lake and foundered or was shattered on the breakwater wall Monday.

PARTY WHIP IN CURRENCY WAR

Senator Kern Says That Conference Will Be Binding—Vardaman Says He'll Bolt.

Washington, Nov. 12.—Despite recent reports among Senate Democratic leaders that the conference or caucus today on currency legislation would not be binding, it is apparent that it is the intention to put the screws on the recalcitrants.

Senator Kern, Democratic leader, made it clear that strong pressure would be brought to line up the Democrats. He said the purpose of the meeting was "to consult and advise."

WANT ROOSEVELT IN JAPAN.

Harvard Club Invites the Colonel and President Lowell.

Tokio, Nov. 12.—President Lowell of Harvard university and Col. Theodore Roosevelt will be asked by the Harvard club of Japan to come here and make addresses. A resolution to that effect was adopted yesterday at the annual meeting and dinner of the club.

SERIOUS CATARRH YIELDS TO HYOMEI

Do not let this serious disease extend along the delicate mucous membrane, gradually going from the nose to the throat, thence into the bronchial tubes and downward until the lungs are reached.

There is no other treatment for catarrh that is like Hyomei or just as good. None can take its place, none give such quick, effective and sure relief and at so little cost—furthermore, the Red Cross Pharmacy will refund your money if you are not benefited. Hyomei, as sold by all druggists, reaches the most remote cells of the air passages, kills the catarrhal germs, soothes and heals the irritated mucous membrane.

Begin its use now—to-day, and see how quickly the droppings into the throat, the discharges from the nose, sniffing and all other symptoms of catarrh are overcome; and remember—no stomach drugging—you breathe it. The complete outfit containing inhaler and bottle of liquid costs but \$1.00. Extra bottles of liquid, if later needed, 50 cents.—Advt.

12 YEARS FOR WHITE SLAVER.

Arthur W. Richards Sentenced for Violation of Mann Act.

Boston, Nov. 12.—Arthur W. Richards of Lowell was sentenced to 12 years in the state's prison by Judge Hale in the United States district court yesterday for violation of the Mann white slave act.

The jury found him guilty on all five counts of the indictments. It is charged Richards took Minnie Roudray from Woonsocket to Haverhill for immoral purposes, afterwards marrying her.

The judge said the character of certain parties involved caused him to make the sentence lighter than he would otherwise have done.

Richards was arrested at Harpwell, Me., last July, after he had jumped bail in Lowell on a charge of keeping a disorderly house in Dracut.

IN LOCAL MARKETS

Fresh Eggs Are Scarce and
High, Listed at
38@40c

DAIRY BUTTER, 31@32c,
CREAMERY, 33@34c

Fowls 17@18c Pound, and
Chickens 20c—Pota-
toes, 65c Bushel

Barre, Vt., Nov. 12, 1913.
Fresh eggs scarce and high. Butter prices firm. Wholesale quotations:
Dressed pork—11½c.
Veals—Fancy, 11½@12c.
Lamb—12c.
Fowls—17@18c.
Chickens—20c.
Butter—Creamery, 33@34c; dairy, 31@32c.
Fresh eggs—38@40c.
Potatoes—Per bushel, 65c.

RICKER'S MARKET REPORTS

Very Large Shipments of Poultry at 7@10 Cents.

St. Johnsbury, Nov. 12.—Receipts at W. A. Ricker's market for the week ending Nov. 10 included:
Poultry—250, lbs. 7@10c.
Lamb—500, 3@5½c.
Hogs—170, 7@7½c.
Cattle—355, 2@6c.
Calves—440, 3@7c.
Milk cows—45, \$40@570.
Wool—15c.

IN BOSTON MARKETS.

Price of Eggs Tends Upwards, Very Few Coming In.

Boston, Nov. 12.—The "pinch" in the supply of fresh eggs continues and prices are still very firm, with an upward tendency. Very few eggs are coming in from nearby points and the wintry weather reported from the West makes it certain that there will be a further shrinkage in the shipments from that section. Prices have advanced in all of the outside markets on account of weather conditions West. Traffic continues only moderately active in butter, but no more strictly fine stock than is needed is coming in and the market is very firm on that grade, with indications of advance, owing to the strength of outside markets. Cheese is still rather quiet, but there is not much pressure to sell and prices are steady and unchanged.

Jobbing quotations:
Butter—Fancy Northern creamery, in tubs 34@34½c; boxes 35@35½c; prints 36@36½c; fancy Western creamery in tubs 35@35½c; good to choice creamery 31@32c; fair to good 30@31c; renovated butter 28@29c; lard 25@26c.
Cheese—New York twins, fancy 17½@18c; fair to good 16@17c; Young America 18@18½c; sage 18½@19c.
Eggs—Fancy henner 55@58c; choice Eastern 38@42c; fresh Western extras 46@48c; firsts 38@42c; storage extras 31@32c; firsts 28@30c.

EGGS NEVER SO HIGH.

Strictly Fresh Product Now Costing New York Consumers 80 Cents a Dozen.

New York, Nov. 12.—The Sun says: Market prices on all fresh eggs were advanced three cents a dozen Monday, making the best grade of western fresh eggs 45 cents and white leghorn eggs 63 cents. No such prices have ever been known before in New York. They are forcing consumers to pay as high as 80 cents a dozen for the choicest grade of eggs. Never has the egg market seen such a scramble to grab up incoming shipments. It was almost impossible to fill the demand. Big profits were made by some far-sighted local dealers.

BEILIS, IN TERROR, TO QUIT RUSSIA

Angry Crowds Threaten Jew Acquitted in "Ritual Murder"

Case.

Kiev, Russia, Nov. 12.—Guarded by soldiers and police, Melel Beilis, the Jewish laborer acquitted of the ritual murder of the Christian boy, Andrew Yushinsky, remained hidden in his little home yesterday in fear of assassination. He and his family, to whom he had been restored after almost three years in prison, expect to leave the country as soon as they can get funds.

At his own request, Beilis went back to jail and was allowed to spend the night in the same cell where he was so long compelled to stay. When the jury, after half an hour's deliberation Monday, declared Beilis guiltless, the man, with sobs of joy, went home, guarded by five soldiers with drawn sabres.

When a huge and hostile crowd surrounded his home, despite the efforts of the soldiers and police to disperse them, Beilis, frightened by the black looks and angry mutterings, feared for his life and begged to be taken back to prison. In the early dawn, Beilis went home again, but even at that unusual hour he did not entirely escape the crowds. Many agitators remained in the streets all night.

Fell To Death.

East Providence, R. I., Nov. 12.—A gust of wind caused Pliny M. Wheaton,

\$25.00

Buys a Mighty Good Suit

Hart Schaffner & Marx are emphasizing \$25 suits. You can expect real value at this figure.

Here's a \$25.00 suit; notice the Norfolk vest; a fine suit for men and young men.

Blues, grays and mixtures. You can have them at \$20 or \$30; we recommend the \$25 suits to men who have been accustomed to \$30 and more. Come in; see them.

Moore & Owens

BARRE'S LEADING CLOTHIERS

North Main Street Barre, Vermont

McGUIRE ADMITS SENDING TELEGRAM

Tipped off John A. Hennessy Relative to Political Contributions from Contractors.

New York, Nov. 12.—George H. McGuire of Syracuse, who denied under oath Thursday he sent a telegram to John A. Hennessy, former Governor Sulzer's graft investigator, relative to political contributions by state contractors to Tammany hall, yesterday admitted the authorship of the telegram.

Three witnesses had given testimony before the grand jury to show McGuire had not told the truth, among them a stenographer from McGuire's office. A threat of indictment for perjury was hanging over him when the admission fell from his lips.

McGuire collapsed after the admission and the hearing was adjourned to Thursday.

It was known at the close of the hearing that Henry F. Burgard of Buffalo, a contractor, had corroborated many of Hennessy's charges, but he will not be asked to testify. District Attorney Whitman using the facts as a basis for further investigation.

East Providence, R. I., Nov. 12.—A

gust of wind caused Pliny M. Wheaton,

a carpenter, to lose his balance on a staging yesterday and he fell 27 feet to the sidewalk. He died a few minutes after his removal to the Rhode Island hospital.

DELICATE CHILD

Made Strong and Healthy by Vinol

Growing children play hard and work hard at school, which with rapid growth uses up an enormous amount of energy and vitality that must be replaced.

When a child is tired all the time, no appetite, weak, delicate and sickly, we guarantee Vinol, our delicious cod liver and iron tonic, will build them up, create a hearty appetite, sound flesh and muscle tissue, pure, healthy blood, and make them strong.

Mrs. L. E. Bertrand, New Iberia, La., says: "My little one was weak and run-down in health, and was continually taking cold. Different medicines failed to help, but when Vinol was recommended I found it a wonderful help to my child. It broke up the cold, and quickly restored health and strength. Vinol is a most excellent tonic for children."

If Vinol fails to do just what we say, we will give back your money. Red Cross Pharmacy, Floyd G. Russell, Prop., Barre, Vt.

P. S.—For any skin trouble, try our Saxo Salve. We guarantee it.—Advt.

BIG CLOSING OUT SALE

To the People of Barre and Vicinity:

As we are about to close out our entire stock of Ladies' and Gents' Furnishings on account of having to move out of town, we are going to put on sale to the people of Barre our entire stock, which consists of \$20,000 worth of Furnishings, at cost and below cost. Never before in the history of Vermont have the people had such an opportunity to buy goods at such remarkable low prices. Remember that this is not a bankrupt line of goods, but all new stock put in by us this fall. We do not ask you to buy, but come in and let us show you our goods and before you go away you will be satisfied that this sale is the greatest chance the people have had to buy goods at below cost. As we said before, we have got to move out of town, and in order to do this, is why we are offering the people of Vermont the chance to cut the high cost of living.

Your choice of \$1.50, \$1.00 and 50 Corsets for 30c

SALE IS NOW ON—If you don't find what you want on the counters, ask the clerks to show you

NEW YORK BARGAIN HOUSE, Inc.

100 North Main Street, Barre, Vermont

Flour! Flour!

Our car of Flour has arrived. We are short of storage room and make these special prices for the next ten days. Every barrel warranted.

Best Bread, \$5.25 Best Pastry, \$5.25

Best All-Round, \$5.25

Eastman Bros.